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VIA ELECTRONIC FILING

Hon. Gustave J. DiBianco
U.S. Magistrate Judge
United States District Court
Northern District of New York
100 South Clinton Street
Syracuse, NY 13261-7367

Re: *Spero Haritatos v. Hasbro, Inc. and Toys "R" Us (05-CV-930)*

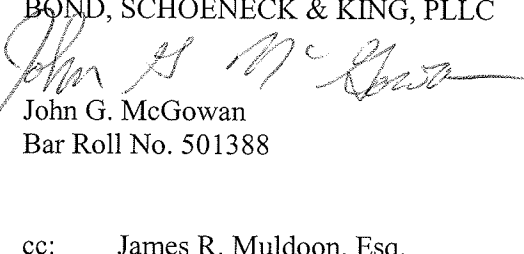
Dear Magistrate DiBianco:

As I am sure the Court is aware, Hiscock & Barclay, acting through Mr. Purcell, has made the unfortunate choice of filing a Notice of Appearance on behalf of Spero Haritatos prior to the Court's ruling on Wall Marjama's motion for leave to withdraw and, astonishingly, prior to Hiscock & Barclay making any motion for leave to withdraw in the matter in which it represents Toys "R" Us in litigation pending in U. S. District Court, Western District of New York.

We view the filing of the Notice of Appearance as blatant forum shopping, in addition to a breach of ethics. Clearly, Hiscock & Barclay is representing Toys "R" Us in the Western District, and now apparently Mr. Purcell thinks that Hiscock & Barclay is free to sue Toys "R" Us in the Northern District, all at the same time. Obviously, we need to move to disqualify Hiscock & Barclay, but given our local Rule 7.1, which requires a conference with the Court before such a motion is made, we are writing to update you on the developing, and now fully developed, situation and to request the required conference.

Respectfully yours,

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cc: James R. Muldoon, Esq.
Kim T. Landsman, Esq.
Robert Purcell, Esq.

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